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12 *Attorneys for Defendant Arch Specialty Insurance Company*

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 CAPITOL SPECIALTY INSURANCE  
16 CORPORATION, a Wisconsin corporation, as  
17 assignee of UNITED CONSTRUCTION  
18 COMPANY, a Nevada corporation,

19 Plaintiffs,

20 vs.

21 STEADFAST INSURANCE COMPANY, a  
22 Delaware corporation, and ARCH SPECIALTY  
23 INSURANCE COMPANY, a Missouri  
24 Corporation,

25 Defendants.

26 Case No.: 2:20-cv-01382-JAD-VCF

27 **STIPULATION AND ORDER TO  
28 EXTEND DEFENDANT ARCH  
SPECIALTY INSURANCE  
COMPANY'S DEADLINE TO  
RESPOND TO COMPLAINT**

29 **[FIRST REQUEST]**

30 Defendant, ARCH SPECIALTY INSURANCE COMPANY (“Arch”), by and through its  
31 counsel, Armstrong Teasdale LLP, and Plaintiff CAPITOL SPECIALTY INSURANCE  
32 CORPORATION, (“Capitol”), by and through its counsel, Payne & Fears LLP, hereby agree and  
33 stipulate, subject to this Court’s approval, to extend the deadline for Arch to answer or otherwise  
34 respond to the Complaint by ten (10) days, or from November 13, 2020, to November 23, 2020.

35 This is the first request to extend this particular deadline.

36 On July 24, 2020, Capitol filed a Complaint against Arch among others asserting a claim for  
37 Breach of Contract. (ECF No. 1). On October 14, 2020, Arch was served with the Summons and  
38 Complaint through the Insurance Commissioner. Therefore, pursuant to Fed. R. Civ. P. 12(a) and  
39 NRS 680A.260(3), Arch’s deadline to answer or otherwise respond to the Complaint is November  
40 13, 2020.

Good cause exists to extend the deadline for Arch to respond to the Complaint by 10 days, or to November 23, 2020. Counsel for Arch was only recently retained and desires some additional time to prepare Arch's responsive pleading. Capitol does not object to a short 10-day extension of the response deadline. The parties believe the short 10-day extension will not unduly delay proceedings as this case is still in its infancy and no scheduling order is currently in place. This stipulation is entered into in good faith and is not filed for improper purposes.

Accordingly, the parties request that this Court extend Arch's deadline to answer or otherwise respond to the Complaint by 10 days, or to November 23, 2020.

DATED this 6th day of November, 2020.

DATED this 6th day of November, 2020.

PAYNE & FEARS LLP

ARMSTRONG TEASDALE LLP

By: /s/ Sarah J. Odia

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*Attorneys for Defendant Arch Specialty*

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By: /s/ *Michelle D. Alarie*

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## ORDER

## IT IS SO ORDERED

UNITED STATES MAGISTRATE JUDGE  
DATED: 11-6-2020